

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re U.S. Patent Application of:	)
Breslow, et al.	)
	)
Appln. No.: Not yet assigned	)
	)
Filed: January 28, 2004	)
	)
For: <b>FROZEN ADDITIVE FOR USE</b>	)
<b>WITH A HEATED BEVERAGE</b>	)
	)
Examiner: Not yet assigned	)
	)
Art Unit: Not yet assigned	)

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

In accordance with 37 CFR §§ 1.56, 1.97 and 1.98, the references listed on the attached Form PTO-1449 are being brought to the attention of the Examiner for consideration in connection with the examination of the patent application filed herewith. A copy of each reference cited is enclosed herein.

This Information Disclosure Statement is being submitted before the mailing date of a first Office Action on the merits. Therefore, Applicants submit that no fee or certification is necessary for consideration of the cited references pursuant to 37 C.F.R. §1.97.

Also, there is reserved the right to later set forth how the instant invention is distinguished over the disclosure of any reference or other art, including the disclosures of those references and other information discussed herein, that may be cited by the Examiner in rejecting a claim in the instant patent application.

In re Appln. of Breslow, et al.  
Appln. No. Not yet assigned

The citation of the above documents and other information is not to be construed as an assertion that more pertinent art could not possibly be in existence.

It is respectfully requested that the Examiner indicate consideration of the cited references by returning a copy of the enclosed Form PTO-1449 with initials or other appropriate remarks.

Respectfully submitted,

Date: January 28, 2004

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(Rev. 5/92) Comparable to Form PTO-1449				U.S. Department of Commerce Patent and Trademark Office		Docket No: 66873-010001		Appl. No: Not yet assigned	
<b>INFORMATION DISCLOSURE CITATION</b> (Use several sheets if necessary)						Applicants: Breslow, et al.			
						Filing Date: January 28, 2004		Group: Not yet assigned	

  

U.S. APPLICATION DOCUMENTS							
*Exam. Initial		Document Number	Date	Name	Class	Subclass	
	AA	2002/0197355	12/26/2002	Klein, et al.			

  

U.S. PATENT DOCUMENTS							
*Exam. Initial		Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate
	AB	3,492,126	01/27/1970	Rubenstein			
	AC	4,039,693	08/02/1977	Adams, et al.			
	AD	4,451,492	05/29/1984	Dell, et al.			
	AE	4,842,884	06/27/1989	Bookwalter, et al.			
	AF	4,925,683	05/15/1990	Fischbach, et al.			
	AG	5,997,936	12/07/1999	Jimenez-Laguna			
	AH	6,207,213	03/27/2001	Groux, et al.			
	AI	6,228,415	05/08/2001	Jimenez-Laguna			
	AJ	6,534,108	03/18/2003	Jimenez-Laguna			

  

Examiner	Date Considered
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*Examiner:	Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.
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